

DAE \$



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#15  
Della  
10-12-08

Re Patent of:

William J. Jones  
Douglas U. Mennie.

Atty. Docket No.: 47171-00183

Patent No.: 5,966,456  
Issued October 12, 1999

Application No.: 08/833,095  
Filed: April 4, 1997

Title: METHOD AND APPARATUS FOR  
DISCRIMINATING AND COUNTING  
DOCUMENTS

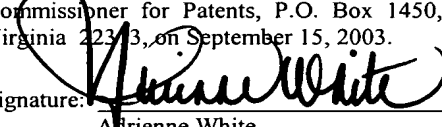
Examiner: Phouc Tran

RECEIVED

OCT 02 2003

PETITION FOR CORRECTION OF INVENTORSHIP **Technology Center 2600**  
UNDER 37 C.F.R. 1.324

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

<p align="center"><b>CERTIFICATE OF MAILING</b></p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313, on September 15, 2003.</p> <p>Signature:  Adrienne White</p>
--

Dear Sir:

Applicants respectfully petition for the correction of inventorship for the above-referenced patent. The above-identified patent issued from United States patent application Serial No. 09/028,162, which is in turn a continuation of United States patent application Serial No. 08/824,073, which is in turn a continuation of United States patent application Serial No. 08/433,920.

(1) In addition to the originally named inventors (William J. Jones and Douglas U. Mennie), Donald E. Raterman, Bradford T. Graves, Lars R. Stromme and Aaron M. Bauch, should also be added as joint inventors to the above-referenced patent. Accordingly, it is requested that Donald E. Raterman, Bradford T. Graves, Lars R. Stromme and Aaron M. Bauch be added as inventors of the above-referenced patent.

RECEIVED

SEP 25 2003

OFFICE OF PETITIONS

(2) Statements from Evelyn Raterman (widow of the late Donald E. Raterman), Bradford T. Graves, Jeffrey Knoll (on behalf of unavailable inventor, Lars R. Stromme) and Aaron M. Bauch indicating that the error in inventorship occurred without deceptive intention on his part accompanies this petition.

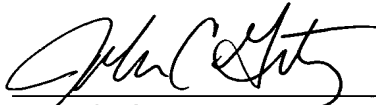
(3) A Statement from the current named inventors, William J. Jones and Douglas U. Mennie, indicating that they agree to the change of inventorship accompanies this petition.

(4) A statement in compliance with 37 C.F.R. § 1.324(B)(3) and § 3.73(b) from the assignee, Cummins-Allison Corp., indicating its agreement to the change of inventorship in the above-identified patent accompanies this petition.

(5) The fee set forth in § 1.20(b) also accompanies this petition.

A check in the amount of \$130.00 is enclosed for payment of this petition. If, however, this check is inadvertently omitted or is otherwise insufficient, the Commissioner is authorized to charge any additional fees which may be required (except payment of the issue fee) to Jenkins & Gilchrist P.C. Deposit Account No. 10-0447 (47171-00183).

Respectfully submitted,



John C. Gatz  
Reg. No. 41,774  
JENKENS & GILCHRIST, P.C.  
225 West Washington Street, Suite 2600  
Chicago, Illinois 60606  
312-425-3900 (Telephone)  
312-425-3909 (Facsimile)

Attorneys for Patentee

Date: September 15, 2003



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:

William J. Jones  
Douglas U. Mennie.

Patent No.: 5,966,456  
Issued October 12, 1999

Title: METHOD AND APPARATUS FOR  
DISCRIMINATING AND COUNTING  
DOCUMENTS

Atty. Docket No.: 47171-00183

Application No.: 08/833,095  
Filed: April 4, 1997

Examiner: Phouc Tran

**SUSPENSION OF THE RULES UNDER §1.183 FOR STATEMENTS OF DECEASED  
AND UNAVAILABLE INVENTORS UNDER §1.324(B)(1)**

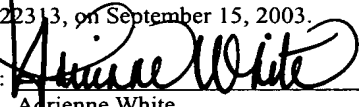
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

**RECEIVED**

OCT 02 2003

Technology Center 2600

Dear Sir:

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313, on September 15, 2003.	
Signature:	 Adrienne White

Under § 1.324(b)(1) (Correction of Inventorship in a Patent), a statement from each individual being added to the patent must indicate that the inventorship error occurred without any deceptive intention on his or her part. In the concurrently filed Petition for Correction of Inventorship of Patent, four individuals are requested to be added as inventors to the above-referenced patent: Donald E. Raterman, Bradford T. Graves, Lars R. Stromme, and Aaron M. Bauch. The patentee, Cummins-Allison, has obtained statements under § 1.324(b)(1) from two of the individuals to be added as inventors: Bradford T. Graves and Aaron M. Bauch. The remaining two inventors to be added cannot file declarations under § 1.324(b)(1) because one individual is deceased and the other is unavailable.

09/24/2003 AWONDAF1 00000043 08833095

02 FC:1460

130.00 0P

CHICAGO 264970v1 47171-00183

**RECEIVED**

SEP 25 2003

OFFICE OF PETITIONS

The Patentee's representative (John C. Gatz) contacted the U.S. Patent and Trademark Office and spoke with Ms. Karen Farriter, who is believed to work in the Certificate of Corrections Office. Ms. Farriter suggested filing a petition to suspend the rules under § 1.183 and stating the facts on why such statements could not be obtained. The Patentee has taken Ms. Farriter's advice and is filing such a petition.

The Patentee cannot obtain a statement under § 1.324(b)(1) from Donald E. Raterman because he is deceased. *See* Statement Declaration of Added Inventor of Ms. Evelyn Raterman ("Raterman Declaration"). Mrs. Evelyn Raterman stated that her husband Mr. Donald Raterman passed away in 1998 and that she is the legal representative of his estate. Raterman Decl. ¶¶ 1, 3. She also stated that to the best of her knowledge, the error in inventorship occurred without deceptive intention on the part of her husband, Mr. Donald Raterman. Raterman Decl. ¶ 5.

The patentee cannot obtain a statement under § 1.324(b)(1) from Lars R. Stromme because he is unavailable. *See* Declaration of Jeffrey G. Knoll in Support of an Unavailable Inventor ("Knoll Declaration"). Mr. Jeffrey Knoll is the Vice-President and Corporate Counsel at Cummins-Allison Corp. ("Cummins-Allison"), which is the owner of U.S. Patent No. 5,966,456, for which this Petition for Correction of Inventorship of Patent is being filed. Knoll Decl. ¶¶ 1, 5. Mr. Jeffrey Knoll stated that at the present time, Mr. Lars Stromme cannot be located. Knoll Decl. ¶ 9. Mr. Jeffrey Knoll stated that he could not locate Mr. Lars Stromme despite a diligent effort. Knoll Decl. ¶ 2.

Mr. Stromme had worked at Cummins until 1996 and then retired and moved to Norway. Mr. Jeffrey Knoll had communicated with Lars R. Stromme on several occasions over the past few years using the following address: Karl Loftus Gate 6, Lillesand 4790 Norway. Knoll Decl. ¶ 8. On February 7, 2003, a letter with accompanying attachments to be

executed was sent to Mr. Lars R. Stromme via UPS International ("UPS") from Mr. Knoll's assistant, Ms. Joanne Cull of Cummins-Allison. Knoll Decl. ¶ 10. The letter was addressed to Mr. Stromme at Karl Loftus Gate 6, Lillesand 4790 Norway -- this is the address that Cummins-Allison had communicated with Mr. Stromme in the past. Knoll Decl. ¶ 10.

On February 19, 2003, UPS contacted Ms. Joanne Cull and asked if Mr. Stromme had a telephone number. Knoll Decl. ¶ 11. Ms. Cull indicated that she did not have a telephone number for Mr. Stromme. Knoll Decl. ¶ 11. UPS indicated that Mr. Stromme was not located at Karl Loftus Gate 6, Lillesand 4790 Norway. Knoll Decl. ¶ 11. UPS indicated that they attempted delivery of the letter three times and each time were told that Mr. Stromme did not live there. Knoll Decl. ¶ 11.

Mr. Jeffrey Knoll spoke with Mrs. Cherie Geib, who is the Director of Personnel at Cummins-Allison. Knoll Decl. ¶ 12. Mrs. Geib indicated that Karl Loftus Gate 6, Lillesand 4790 Norway was the same address in which she had previously communicated with Mr. Stromme. Knoll Decl. ¶ 12. Mrs. Geib did not have a telephone number for Mr. Stromme. Knoll Decl. ¶ 12. On February 23, 2003, UPS returned the package to Ms. Cull. Knoll Decl. ¶ 13. Mr. Jeffrey Knoll is not aware of any other address in which he can contact Mr. Stromme. Knoll Decl. ¶ 14. Additionally, he is not aware of any phone number in which to contact Mr. Stromme. Knoll Decl. ¶ 14. To the best of Mr. Knoll's knowledge, the inventorship error occurred without deceptive intention on the part of any of these inventors (Bradford T. Graves, Aaron M. Bauch, Donald E. Raterman, and Lars R. Stromme). Knoll Decl. ¶ 6.

Donald E. Raterman and Lars R. Stromme were both employees of Cummins-Allison from 1982 to 1995. *See* Knoll Decl. ¶ 6. As Cummins-Allison employees, Donald E. Raterman and Lars R. Stromme were contractually obligated to assign their rights on their

inventions related to the scope of their employment, including discriminating and counting documents. Knoll Decl. ¶ 5 and *see* Raterman Decl. ¶ 2.

The remaining provisions of § 1.324 have been complied with: (a) the statements of the named inventors (Mr. Douglas Mennie and Mr. William Jones) of the above-referenced patent under § 1.324(b)(2); (b) consent of the assignee (Cummins-Allison) under § 1.324(b)(3) and § 3.73(b); and (c) the fee under § 1.20(b).

The patentee believes that this is an extraordinary case where justice should require that the rules be suspended such that the Petition for Correction of Inventorship of Patent may be filed without the statements of Mr. Donald Raterman, who is deceased, and Mr. Lars Stromme, who is unavailable. The only requirement of § 1.324(b)(1) appears to be whether the inventorship error occurred without deceptive intention on the part of the added inventors. Two inventors to be added, Mr. Aaron Bauch and Mr. Bradford Graves, stated in their respective declarations that the inventorship error occurred without deceptive intention on their part. It is believed that the inventorship errors occurred without deceptive intention on the part of Mr. Donald Raterman and Mr. Lars Stromme. *See* Knoll Decl. ¶ 6 and *see* Raterman Decl. ¶¶ 5.

Other provisions of the Code of Federal Regulation (“CFR”) support the patentee’s position that the rules should be suspended. Specifically, there are similar provisions in the CFR for situations that deal with: (a) the inventor being dead (§ 1.42) in which the legal representative may make the necessary oath or declaration in applying for and obtaining the patent; and (b) the inventor being unavailable (§ 1.47)(b)) in which the assignee can apply for a patent on behalf of all of the inventors by filing an oath or declaration accompanied by a petition showing the pertinent facts including the last known address of the unavailable inventors. Sections 1.42 and 1.47(b) are in context of a patent application.

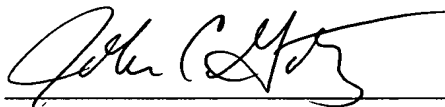
Here, the patentee has attempted to follow such provisions in § § 1.42 and 1.47(b) in petitioning to add the inventors to the above-referenced patent. Specifically, as discussed above, the legal representative of Mr. Donald Raterman (Ms. Evelyn Raterman) filed a declaration on the behalf of her late husband. Mr. Jeffrey Knoll, the Vice-President and Corporate Counsel of the assignee Cummins-Allison, filed a declaration stating the pertinent facts on why Mr. Stromme could not be located and also included his last known address.

Thus, there is precedent in other sections of the CFR for dealing with the situation encountered by the patentee in this Petition that is factually analogous.

Therefore, under these particular circumstances and with the information provided by the Patentee in this case, it is requested that the Petition to Suspend the Rules under § 1.183 for Statements of Deceased and Unavailable Inventors under § 1.324(b)(1) be granted.

The Patentee has also included a check in the amount of \$130.00, that includes the petition fee set forth under § 1.17(h).

Respectfully submitted,



John C. Gatz  
Reg. No. 41,774  
JENKENS & GILCHRIST, P.C.  
225 West Washington Street, Suite 2600  
Chicago, Illinois 60606  
312-425-3900 (Telephone)  
312-425-3909 (Facsimile)

Attorneys for Patentee

Date: September 15, 2003



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No. Not Assigned

) Attorney Docket No. 47171-00183

Assignee: Cummins-Allison Corp.

) Examiner: Not Assigned

Patent No. 5,966,456

) Art Unit: Not Assigned

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

CERTIFICATE OF MAILING  
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22317 on September 15, 2003.

For: Method And Apparatus For  
Discriminating And Counting  
Documents

Signature: *Adrienne White*  
Adrienne White

STATEMENT DECLARATION OF CURRENT  
INVENTOR (37 C.F.R. § 1.324(B)(2))

RECEIVED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

OCT 02 2003

Technology Center 2600

Dear Sir:

I, William J. Jones, do hereby declare:

1. I am a United States citizen and my mailing and residential address is 280 Poteet Avenue, Barrington, Illinois 60010.

2. Donald E. Raterman, Bradford T. Graves, Lars R. Stromme, and Aaron M. Bauch should be co-inventors for the above-identified patent.

3. I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States

RECEIVED

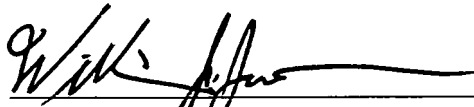
SEP 25 2003

OFFICE OF PETITIONS



Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: JUNE 24, 2003

  
\_\_\_\_\_  
William J. Jones



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No. Not Assigned

) Attorney Docket No. 47171-00183

Assignee: Cummins-Allison Corp.

) Examiner: Not Assigned

Patent No. 5,966,456

) Art Unit: Not Assigned

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

For: Method And Apparatus For  
Discriminating And Counting  
Documents

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313, on September 15, 2003.

Signature: 

Adrienne White

STATEMENT DECLARATION OF CURRENT  
INVENTOR (37 C.F.R. § 1.324(B)(2))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

RECEIVED

OCT 02 2003

Technology Center 2600

Dear Sir:

I, Douglas U. Mennie, do hereby declare:

1. I am a United States citizen and my mailing and residential address is 229 Wood Street, Barrington, Illinois 60010.

2. Donald E. Raterman, Bradford T. Graves, Lars R. Stromme, and Aaron M. Bauch should be co-inventors for the above-identified patent.

3. I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United Code, and that such willful false statements may jeopardize the validity of the application or any patent

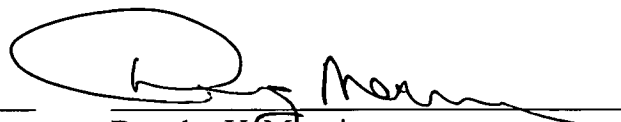
RECEIVED

SEP 25 2003

OFFICE OF PETITIONS

issuing thereon.

Date: 6/23/03

  
\_\_\_\_\_  
Douglas U. Mennie



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No. \_\_\_\_\_

) Attorney Docket No. 47171-00183  
)  
)  
) Examiner: Not Assigned  
)  
) Art Unit: Not Assigned

Patent No. 5,966,456

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

For: Method And Apparatus For  
Discriminating And Counting  
Documents

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 on September 15, 2003.

Signature: 

Adrienne White

STATEMENT DECLARATION OF ADDED INVENTOR

(37 C.F.R. § 1.325(b))

RECEIVED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

OCT 02 2003

Technology Center 2600

Dear Sir:

I, Evelyn Raterman, do hereby declare:

1. Donald E. Raterman, my husband, passed away on November 13, 1998. At the time of his death, his residential and mailing address was 1345 Carol Lane, Deerfield, Illinois 60015.

2. Donald E. Raterman was a U.S. citizen. He was employed by Cummins-Allison Corp. and was under contractual agreement to assign his rights on inventions arising from his employment, including inventions related to discriminating and counting documents.

3. I am the legal representative of Donald E. Raterman's estate. My husband, Donald E. Raterman, did not have a will and at the time of his death, I inherited his assets.

4. I am a U.S. citizen and my residential and mailing address is 1345 Carol Lane, Deerfield, IL 60015.

RECEIVED

SEP 25 2003

5. To the best of my knowledge, the error in inventorship occurred without deceptive intention on the part of my husband, Donald E. Raterman.

6. I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

Aug. 28, 2003

Evelyn Raterman  
Evelyn Raterman



**Customer No. 30223**

## PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Reissue Application No. Not Assigned

Attorney Docket No. 47171-00183

Assignee: Cummins-Allison Corp.

Examiner: Not Assigned

Patent No. 5,966,456

Art Unit: Not Assigned

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

For: Method And Apparatus For  
Discriminating And Counting  
Documents

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 on September 15, 2003.

Signature: \_\_\_\_\_

Adrienne White

**STATEMENT DECLARATION OF ADDED  
INVENTOR (37 C.F.R. § 1.324(B)(1))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

Dear Sir:

I, Bradford T. Graves, do hereby declare:

1. The error in inventorship occurred without deceptive intention on my part.
2. I am a citizen of the United States, my mailing and residential address is 3952 Newport Way, Arlington Heights, Illinois, 60004.

3. I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States

RECEIVED

SEP 25 2003

OFFICE OF PETITIONS

Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 6/23/03

Bradford T. Graves  
Bradford T. Graves



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No. Not Assigned

) Attorney Docket No. 47171-00183

Assignee: Cummins-Allison Corp.

) Examiner: Not Assigned

Patent No. 5,966,456

) Art Unit: Not Assigned

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

CERTIFICATE OF MAILING  
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22312 on September 15, 2003.

For: Method And Apparatus For  
Discriminating And Counting  
Documents

Signature: *Adienne White*  
Adienne White

STATEMENT DECLARATION OF ADDED  
INVENTOR (37 C.F.R. § 1.324(B)(1))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

RECEIVED

OCT 02 2003

Technology Center 2600

Dear Sir:

I, Aaron M. Bauch, do hereby declare:

1. The error in inventorship occurred without deceptive intention on my part.
2. I am a citizen of the United States, and my mailing address is 20 Summer Drive, Londonderry, New Hampshire, 03053.

3. I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

RECEIVED

SEP 25 2003



Date: July 28, 2003

Aaron M. Bauch

Aaron M. Bauch



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Reissue Application No. Not Assigned

) Attorney Docket No. 47171-00183

Assignee: Cummins-Allison Corp.

) Examiner: Not Assigned

Patent No. 5,966,456

) Art Unit: Not Assigned

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

For: Method And Apparatus For  
Discriminating And Counting  
Documents

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22314, on September 15, 2003

Signature: *Adienne White*

Adienne White

CONSENT OF ASSIGNEE TO CHANGE OF  
INVENTORSHIP IN PATENT (37 C.F.R. § 1.324(B)(3))

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

RECEIVED

OCT 02 2003

Technology Center 2600

Dear Sir:

Cummins-Allison Corp. is the owner by assignment of the above patent, which was recorded on April 10, 1998 at Reel 9101, Frame 0734, and hereby consents to the correction of the inventorship of this patent as requested in the accompanying papers.

CUMMINS-ALLISON CORP.

Date: 6/23/2003

*Jeffrey G. Knoll*  
Jeffrey G. Knoll

Vice-President and Corporate Counsel

RECEIVED

SEP 25 2003

OFFICE OF PETITIONS



Customer No. 30223

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Issue Application No. Not Assigned

) Attorney Docket No. 47171-00183

Assignee: Cummins-Allison Corp.

) Examiner: Not Assigned

Patent No. 5,966,456

) Art Unit: Not Assigned

Granted: October 12, 1999

Patentees: William J. Jones  
Douglas U. Mennie

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313, on September 15, 2003.

Signature: *Adrienne White*  
Adrienne White

For: Method And Apparatus  
Discriminating And Counting  
Documents

For )

**DECLARATION OF JEFFREY G. KNOLL IN SUPPORT  
OF PETITION OF AN UNAVAILABLE INVENTOR**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313

**RECEIVED**

OCT 02 2003

Technology Center 2600

Dear Sir:

I, Jeffrey G. Knoll, do hereby declare:

1. I am Vice-President and Corporate Counsel at Cummins-Allison Corp.

2. I submit this petition as proof of the pertinent facts of the diligent but unsuccessful efforts made to obtain a declaration from one of the inventors who cannot be located at the time of filing of the Petition for Correction of Inventorship of Patent.

3. I have knowledge of the details set forth in this Declaration.

4. Cummins-Allison Corp. ("Cummins-Allison") is the owner of U.S. Patent No. 5,966,456, for which this Petition for Correction of Inventorship of Patent is being filed. The

**RECEIVED**

SEP 25 2003

OFFICE OF PETITIONS

Assignment for U.S. Patent No. 5,966,456 was recorded with the U.S. Patent and Trademark Office at Reel 9101, Frame 0734.

5. The concurrently filed Petition for Correction of Inventorship of Patent adds Bradford T. Graves, Aaron M. Bauch, Donald E. Raterman and Lars R. Stromme as co-inventors.

6. Bradford T. Graves, Aaron M. Bauch, Donald E. Raterman and Lars R. Stromme were all employees of Cummins-Allison. As Cummins-Allison employees, Bradford T. Graves, Aaron M. Bauch, Donald E. Raterman and Lars R. Stromme were contractually obligated to assign their right on their inventions related to the scope of their employment, including discriminating and counting documents. An example of a U.S. patent in which Bradford T. Graves, Aaron M. Bauch, Donald E. Raterman and Lars R. Stromme were inventors is U.S. Patent No. 6,539,104 (Application No. 08/226,660)(Exhibit A). U.S. Patent No. 6,539,104 is assigned to Cummins Allison and the present application claims benefit therefrom.

7. To the best of my knowledge, the inventorship error occurred without deceptive intention on the part of any of these inventors (Bradford T. Graves, Aaron M. Bauch, Donald E. Raterman and Lars R. Stromme).

8. I have communicated with Lars R. Stromme on several occasions over the past few years using the following address: Karl Loftus Gate 6, Lillesand 4790 Norway. Lars R. Stromme is a Norwegian citizen.

9. At the present time, Lars R. Stromme cannot be located.

10. On February 7, 2003, a letter with accompanying attachments to be executed was sent to Mr. Lars R. Stromme via UPS International ("UPS") from my assistant, Ms. Joanne Cull of Cummins-Allison. The letter was addressed to Mr. Stromme at Karl Loftus Gate 6, Lillesand

4790 Norway -- this is the address that we have communicated with Mr. Stromme in the past. A true and correct copy of the letter is attached as Exhibit B.

11. On February 19, 2003, UPS contacted Ms. Joanne Cull and asked if Mr. Stromme had a telephone number. Ms. Cull indicated that she did not have a telephone number for Mr. Stromme. UPS indicated that Mr. Stromme was not located at the address of the letter of Exhibit B. UPS indicated that they attempted delivery of the letter three times and each time were told that Mr. Stromme did not live there.

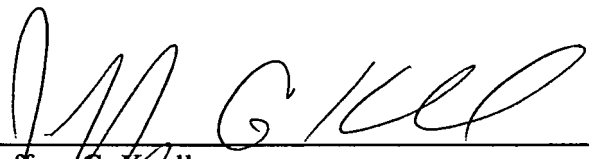
12. I spoke with Mrs. Cherie Geib, who is the Director of Personnel at Cummins-Allison. Mrs. Geib indicated that the address of Exhibit B was the same address in which she had previously communicated with Mr. Stromme. Mrs. Geib did not have a telephone number for Mr. Stromme.

13. On February 23, 2003, UPS returned the package to Ms. Cull.

14. I am not aware of any other address in which I can contact Mr. Stromme. Additionally, I am not aware of any phone number in which to contact Mr. Stromme.

15. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 9/10/03

  
\_\_\_\_\_  
Jeffrey G. Knoll  
Cummins-Allison Corp.